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SOUTHERN INYO HEALTHCARE DISTRICT

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION

In re:

SOUTHERN INYO HEALTHCARE
DISTRICT,

Debtor.

Case No. 2016-10015
Chapter 9
DC NO. BH-19

**ORDER APPROVING STIPULATION RE
REJECTION OF HCCA MANAGEMENT
AGREEMENT**

Hearing:

Date: November 29, 2017
Time: 1:30 p.m.
Location: U.S. Bankruptcy Court
Courtroom 11, Dept. A
2500 Tulare Street
Fresno, California 93721

At the above referenced date, time and location, the Court held a continued hearing on the *Debtor's Emergency Motion (1) For Authority To Immediately Terminate HCCA Management Agreement, Or, In The Alternative, For Authority To Modify The Terms Of The HCCA Management Agreement In Order To Designate The Board As The Sole Signatory On All District Bank Accounts; And (2) To Continue Hearing On Second Amended Disclosure Statement And Associated Filing Deadlines* (the "Motion") [Docket No. 325].

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RECEIVED

December 01, 2017

CLERK, U. S. BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
0006178040

1 The Debtor appeared through Samuel R. Maizel, Dentons US LLP, Special Counsel.
2 HealthCare Conglomerate Associates, LLC (“HCCA”) appeared through Marc A. Levinson,
3 Orrick, Herrington & Sutcliffe LLP. All other appearances are as noted on the record.

4 Having reviewed and considered the Motion, the *Debtor’s Supplemental Brief* in support
5 of the Motion [Docket No. 371], and the *Debtor’s Notice Of Settlement* vis-vis the issues raised in
6 the Motion [Docket No. 377], which included as Exhibit A, a document entitled *Stipulation Re*
7 *Rejection Of HCCA Management Agreement*, between the Debtor and HCCA, and finding good
8 cause, and for the reasons stated on the record:

9 **IT IS HEREBY ORDERED** that

10 A. The *Stipulation Re Rejection Of HCCA Management Agreement* [Exhibit A to
11 *Debtor’s Notice Of Settlement* (Docket No. 377)] is APPROVED;

12 B. The Declaration of Jaque Hickman (the “Hickman Declaration”) [Docket No. 327],
13 and the Declaration of Ashley McDow [Docket No. 326] are deemed withdrawn by the Debtor;

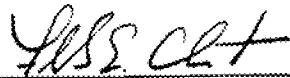
14 C. The Management Services Agreement between HealthCare Conglomerate
15 Associates, LLC and Southern Inyo Healthcare District, attached as Exhibit A to the Hickman
16 Declaration, is rejected pursuant to 11 U.S.C. § 365, and such rejection is effective 14 days after
17 the entry of this Order; and

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1 D. Pursuant to Rule 3002(c)(4) of the Federal Rules of Bankruptcy Procedure, HCCA
2 shall file any claim arising from this rejection, including, but not limited to any claim or demand
3 seeking administrative expense payments, no later than **January 31, 2018**.

4 **IT IS SO ORDERED.**

5 **Dated:** Dec 02, 2017

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8 **Fredrick E. Clement**
9 **United States Bankruptcy Judge**

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12 **APPROVED AS TO FORM:**

13 
14 **MARC A. LEVINSON**
15 **ORRICK, HERRINGTON & SUTCLIFFE LLP**
16 **Attorneys for Healthcare Conglomerate Associates, LLP**

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